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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: MARIE K. WALSH et al. )  
)  
TITLE: TEXTURED WHEY PROTEIN )  
PRODUCT AND METHOD )  
)  
SERIAL NO.: 10/644,604 )  
)  
FILED: August 19, 2003 ) PETITION UNDER 37 C.F.R.  
) §1.136(a)  
EXAMINER: A.J. Weier )  
)  
ART UNIT: 1761 )  
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)  
)  
)  
)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.136(a), it is respectfully requested that the shortened statutory period which was set for responding to the Office Action dated September 26, 2005, be extended for four months until February 27, 2006. Submitted herewith pursuant to 37 C.F.R. 1.17(a)(4) is the fee of \$795, as required. Please charge

Certificate of Deposit Under 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the 27th day of February, 2006.

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795.00 OP

Alan J. Howarth  
Alan J. Howarth  
Attorney Registration No. 36,553

any additional fees or credit any overpayment to Deposit Account  
No. 50-0836.

Also submitted herewith is a Response to Restriction  
Requirement.

DATED this 27<sup>th</sup> day of February, 2006.

Respectfully submitted,



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